C. P. 71 & 72—668,414 —21-11-29

1931.

Department of [illegible]

OFFICE [illegible]

STATION [illegible]

File No. 2632

Dated 3-9-32

To whom sent		Date	Initial
	Given for copying		
	Copied		
	Examined		
	Signed		
	Given for despatch		
	Despatched		
	Indexed		
Pages in the file	To be destroyed on*		

(SUBJECT.)

[illegible]

* Not to be filled in in the case of permanent records.

1 B3883 encls

Ref.C.No.4573-32-A.6. South Kanara Collector's Office,
Mangalore, dated 30th June 1932.

From

Khan Bahadur J. Hussain, Bar-at-law,
Collector of South Kanara.

To

The Secretary to the Board,
Land Revenue and Settlement,
Madras.

Sir,

Alienation - Land and Revenue - (South Kanara District) Mangalore Taluk - Buntwal Sub-Taluk -Kavalmudur village -S.No. 18/1A - Extent 43 cents - 2 cents for the Hindustani Aided Elementary school - 13 cents for the garden - 28 cents for the playground - Teacher and Manager - Sheik Budan Saheb - recommended

---

I recommend the alienation of land and revenue of S.No. 18/1A of Kavalmudur village, measuring 43 cents in extent, in favour of Sheik Budan Saheb, the teacher and Manager of the Hindustani Aided Elementary school for the purposes of the school, garden and playground. His application has been received through the Director of Public Instruction, Madras who has recommended the alienation in his R.C.No.330 B-31 dated 27-5-1931 (copy enclosed).

2. The teacher-manager has already constructed a school building on 2 cents at a cost of Rs. 100. Out of the remaining extent, 13 cents are intended for a school garden, and 28 cents for a playground.

3. The plot forms kumki to the kadim holdings S.Nos. 17/4 and 19/6. The owner of S.No. 17/4 has no objection to the alienation of the plot in favour of the applicant. The owner of S.No. 19/6 claims the plot for herself. It is only corner kumaki to her land. Her kumaki proper is in S.No.18/1B. S.No. 8/2 though registered as toddy shop poramboke is not used as such The school building has already been constructed on the plot. The land is required for semi-public purposes. Her objection

may therefore be set aside. Large extent of Government land is reported to be available in the vicinity for assignment to her on kumaki right.

4. On account of the proximity of the plot to the ------ Mangalore-Charmady road, the President, Dt.Board was consulted. The Dt. Board has no objection to the alienation of the plot as now sub-divided.

5. The value of the tree-growth on the plot amounting to anna one has been collected.

6. The teacher manager is willing to abide by the following conditions:-

(1) The land and the building thereon shall be used for the purpose of a school, playground and garden and for no other purpose.

(2) The grantee shall maintain the building in good condition. Such repairs as the Collector may consider necessary from time to time shall be executed by the grantee within such time as the Collector may fix and to his satisfaction. In the event of default, the repairs shall be carried out by the Collector and the cost thereof recovered from the grantee.

(3) No alterations other than those necessary to keep the building in good condition shall be made to the existing building nor shall any new building be erected on the site without the previous permission of the Collector.

(4) The site shall be converted into a playground and garden within one year from the date of the grant and the school shall be accessible to all classes including Adi-dravidas without distinction of caste or creed.

(5)(a) No part of the land set apart for the playground and garden shall in any way be built upon without the previous sanction of the Collector.

(b) The exemption from payment of assessment shall last -- only so long as no fees are charged for tuition.

(6) The Government may resume the land wholly or in part with any buildings thereon:

(a) if the land is not used for the specific purpose for -- which it was granted, or

(b) if the conditions on which it was granted cease to be -- fulfilled, or

(c) if the land is in the opinion of the Government required for a public purpose or for conducting mining operations, or

(d) if the school is not recognised by the District --- Educational Council of South Kanara or by the Director of Public -- Instruction, or if the recognition once granted is subsequently -- withdrawn, or

(e) in case the Government are satisfied that the school is not properly conducted.

(7) In the event of such resumption, if there are buildings on the land except those now existing or those constructed in contravention of conditions (3) & (5), the Government may at their -- option either -

(a) purchase the buildings;

(b) allow the grantee to purchase the land at its value on the date of sale; or

(c) direct the grantee to remove the buildings.

(8) In the event of the resumption of the land with any -- building thereon, no compensation whatever shall be paid by the -- Government in respect of the building now standing on the land, or buildings constructed in contravention of conditions (3) and (5).

(9) In the event of the resumption of the land followed by the purchase of the buildings under condition 7(a) or in the event o the acquisition of the land for any other reason, the compensation payable therefor shall in no case exceed the initial cost or the value at the time of resumption or acquisition, whichever shall be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant or -- under the previous permission obtained from the Collector under -- conditions (3) or (5) as the case may be.

(10) In the event of the grantee refusing to remove ~~(to remove)~~ the buildings when so directed under condition 7(c), the Government may remove them and realise the cost of removal by the sale of the materials.

(11) In the event of the voluntary relinquishment of the -- land by the grantee, no compensation shall be payable for any --- improvements that may have been effected or other works that may --

4

have been executed on the land by the grantee at his cost.

7. As no fees are charged for tuition, the alienation of land revenue is also recommended.

8. Eye sketch in duplicate with alienation statements are enclosed.

for Collector.

2.7.02

5

Education Department.

From

R.G. Grieve Esq., M.A., C.I.E.,

Ag. Director of Public Instruction.

To

The Collector of

South Kanara.

R.C.No.330 B/31, dated 27.5.1931.

Sir,

In enclosing herewith a copy of the application of the teacher and manager, Hindustani Aided Elementary School, ----- Kavalmudur village, Mangalore Taluk for the alienation of land for constructing a building for the school I have the honour to state that it is reported that the teacher manager has ---- already begun the work of the building on the site. The ---- school is needed in the locality and I therefore recommend that the alienation applied for may be sanctioned.

(Sd.) x x x

for Director of Public Instruction.

Copy to the District Educational Officer, South Kanara with -- reference to his R.C.No.561/31 dated 14.5.1931.

Letter from the Teacher-Manager to the Deputy Inspector of Schools, Canara Muhammadan Range, Mangalore dated 29-1-1931.

With reference to your order R.C.No.20/31 dated 22-1-31 in respect of the alienation of land I beg to state a small portion of Local Fund land has been employed to the school --- building which amounts to about 5 cents of land. Now the land required is for the building only and so much land has been already attached to the building which has been worked three fourth of the work.

The school has land for garden and playground. Now my request is that the portion already annexed to the building may

kindly be assigned to the school on temporary assessment and I agree to the condition that the land now acquired would be left back to the Government if the recognition of the school is withdrawn.

(True Copy)

For Collector.

2.9.52

7

Application for the alienation of land in which the proprietary right belongs to the State.

District - South Kanara.

---

1. Description and area.	S.No.18/1A of Kavalmudur village, in Mangalore Taluk, measuring 43 cents.
2. Market value.	Rs.32-4-0 at Rs.75 per acre.
3. Alienee and purpose of alienation.	~~Shaik Budan Saheb~~, Teacher and Manager of the Hindustani Aided Elementary School, Kavalmudur. For the purposes of a school, play ground and garden.
4. Collector's remarks.	Recommended.

South Kanara Collector's Office,
Mangalore, 30th June 1932.

For Collector.

2.7.32

4

Application for the alienation of land revenue payable to Government.

District - South Kanara.

---

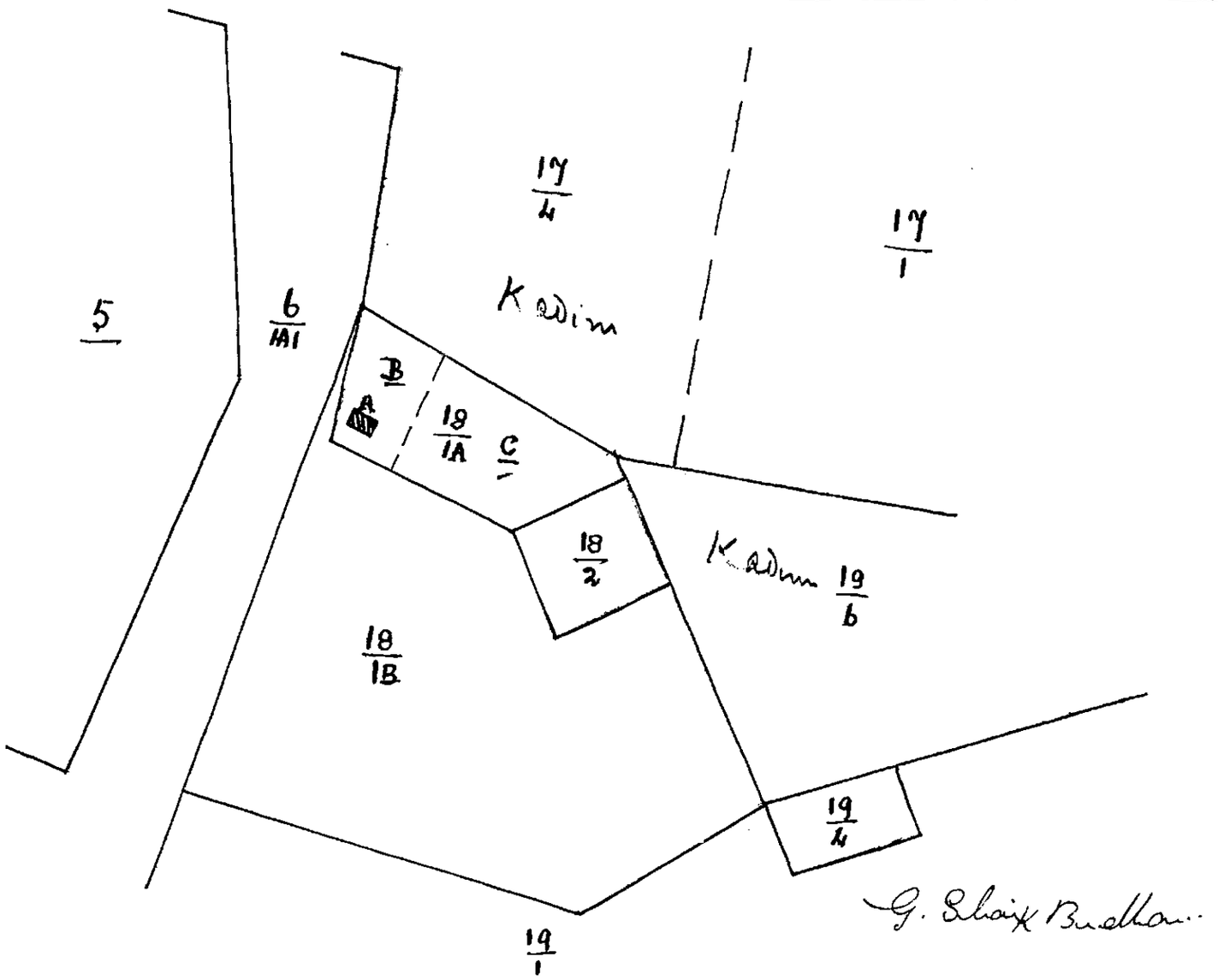
1. Description and area.	S.No.18/1A measuring 0.43 acres in Kavalmudur village of ------- Mangalore Taluk.
2. (a) Annual assessment.	Re.0-3-0 at annas eight per acre.
(b) 25 times the assessment.	Rs.4-11-0.
3. Alienee and purpose of alienation.	~~Sheik Budan Saheb~~, Teacher and Manager of the Hindustani Aided Elementary School, Kavalmudur. For the purposes of a school, play ground and garden.
4. Collector's remarks.	Recommended.

South Kanara Collector's Office,
Mangalore, 30th June 1932.

For Collector.

2.7.32

District :- South Kanara Eyeskatch Village No 149
Taluk :- Mangalore Hobli no 18 Nanu Kavalmuda



S.No	Index.
5	Assessed waste land (Government)
6 - 1A1	Mangalore Charmady road.
17 - 1-4	Kadim III wet land of pattadar No 65 Nemaiyya Indra
19 - 6	Kadim dry land of pattadar No 78. Thijavati alias Dharamma
19 - 4	Kadim garden land of Shaik Ibrahim Sahib (pattadar 83)
18 - 2	Toddy shop poramboke
" - 1A	Land proposed for alienation in favour of the Trustees Manager of the school.
" - 1B	Assessed waste land (Govt)
A	School Building.
B	School garden.
C	Play ground.

Scale 1/2 inch = one Chain

H Chandrasekhar.
17.6.32
R I Bantwal

Alienation - Land & Revenue - ~~Buildings~~ -
(South Kanara) * Mangalore Taluk - Kavala-
mudur ~~Village~~ - S No 18-1A - Teacher and manager
Hindustani, aided elementary School, Kavalamudur
S. ..., playground and garden Recommended
~~Sanctioned~~.

B3683/32 & papers of

REFERENCE ~~RESOLUTION~~. B3683/32-1 of 9.7.32

⊗ cents
School - 2
Play ground } 28
garden - 13
43

Aides Elementary ..., Kavalamudur

At the instance of the Collector of South Kanara the Board recommends/~~sanctions~~ the - alienation of the plot of land comprised in S.No. 18-1A of Kavalamudur - village Mangalore taluk, measuring Ac. 0-43 ⊗ in favour of The Teacher and manager of the Hindustani for use as the site of a School, playground and garden

2. The plot in question forms kumki to the Kadim holdings S Nos 17-4 & 19-6. The owner of S.No 17-4 has no objection to the alienation but the owner of S.No 19-6 claims the plot for herself. It is only corner kumaki to her land. Her kumaki proper is in S No 18-1-B. ~~And S.No 18-2, tho registered as today shop para bora, is not used for the purpose~~. The Collector reports that large extents of Govt lands are available in the vicinity for assignment to her and on kumaki right. The Board recommends that the objections may be overruled. The Board agrees with him. The School has already been constructed and the Director of Public Instruction recommends the alienation. The value of tree growth amounting to one anna ~~rupee~~ has been collected.

Issue 14/9/32.

(2) Ins. 1.36

3. The alienation will be free of charge for the occupancy right and free of assessment ~~/ ground rent but subject to assessment / ground rent which will be liable to revision at every resettlement and subject to the payment of Rs.~~

~~being the value of the trees standing on the land~~ and subject ~~also~~ to the following conditions to which the alienee has agreed:-

(i) The land shall be used as the site of a School, playground and garden and for no other purpose.

(ii) The grantee shall keep the buildings in good condition and shall execute the necessary repairs whenever required by the Collector to do so.

(iii) The playground and garden shall be laid out within one year from the date of the grant.

(iv) The School shall be accessible to all classes of the public including Adi-Dravidas.

(v) No part of the land set apart for the playground and garden shall be built upon without the previous permission of the Collector of the district

(vi) The Government may resume the land wholly, or in part with the buildings thereon in the event of an infringement of any of the conditions of the grant, if in the opinion of the Government, the land is required for a public purpose or for conducting mining operations, or if the recognition of the School is withdrawn.

(vii) In the event of such resumption, if there are buildings on the land, the Government may at their option, either,

(a) purchase the buildings, or

(b) allow the grantee to purchase the land at its value on the date of sale, or

(c) direct the grantee to remove the buildings.

(VIII) In the event of the resumption of the land followed by purchase of the buildings under clause (VII) (a) or in the event of the acquisition of the land for any other reason, the compensation payable therefor shall in no case exceed the initial cost or the value at the time of resumption or acquisition, - whichever shall be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Govt in respect any buildings constructed in contravention condition (iv)

(IX) The amount of any grant made by the Govt towards the cost of the buildings shall be deducted from the compensation payable under condition (VIII)

(X) In the event of the grantee refusing to remove the buildings when so directed under clause (VIII) (c) the Government may remove them and realise their cost of removal by the sale of the materials.

(XI) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be - payable for any improvements that may have been effected, or other works that may have been executed on the land by the grantee at his/~~its~~ cost.

(XII) The exemption from assessment shall last only so long as no fees are charged for tuition and full assessment shall be levied at any time fees are charged

9.7.32

To the Secretary to Government, Revenue Department,
with alienation statements and a sketch,

In ~~the Collector~~ of

(pp. 7 & 9 to be copied and sent). (p. 13 in original)

22 JUL 1932
LAND REVENUE AND SETTLEMENT

GOVERNMENT OF MADRAS

B4079

SECY.
22 JUL 932

Revenue Department.

Memorandum No. 2175.F/32-1 dated 19th July 1932.

.Alienation - Land and Revenue - (South Kanara) - Mangalore Taluk - Kavalamudur village - S.No.18-1-A - Teacher and Manager - Hindustani Aided Elementary School - School, playground and garden -

Board's reference.No. B. 3683/32-1 dated the 9th July 1932.

In paragraph 2 of its above reference, the Board of Revenue has stated that the school has already been constructed on S.No. 18-1-A. The Board is requested to report how the Manager of the school was allowed to encroach upon the land and construct the building.

T.N.S. Raghavan.

Under Secretary to Government.

To the Board of Revenue, L.R. & S.

F o r w a r d e d.

(By Order)

Superintendent. 20/7/32

DNI.

R. F. XXII-A-19—30,004—2-

FOR MEMBER.

Subject. 2/ Alienation. Land and (S. Kanara). Mangalore Kadalmusan Vg. Sy No 8- Teacher and manager Hindustani Adeshalemu Schools.

READ AGAIN B. P. No. _____, dated _____ 193 Sc work

" " " _____, " Schools. 193

READ ALSO :—

Register No. _____, From the B3688/32, No. 9, dated 10/1/1933

" " _____, " " B4075/32, [illegible], " 6/5/1933

" " _____, " " _____, " _____, " _____ 193

" " _____, " " _____, " _____, " _____ 193

RESOLUTION. Ferme B3688/32-2 No. _____, dated 25/7/1932

DESPATCHED 26 JUL 1932

To The Collr of S. Kanara.

26/8/7

Forwarded to the Collector of South Kanara for report.

EKB 23.7.32

W 25/7

25/7/32

26.8.32

W 25/7

23 - RP71 ens B.4561

Ref.C.No.4573-32-A6. South Kanara Collector's Office,

Mangalore, 11th August 1932.

From

Khan Bahadur J. Hussain, Bar-at-Law,

Collector of South Kanara.

To

The Secretary to the Board,

Land Revenue & Settlement,

M a d r a s.

Sir,

B4

Alienation - Land and Revenue - (South Kanara) - Mangalore Taluk - Kavalmudur village - S.No.18-1A - Teacher and Manager - Hindustani Aided Elementary School - playground and garden - encroachment on Government land.

******

B2:4

Board's Ref.B.No.3683-32-2, Land Revenue & Settlement dated 25th July 1932 - Report submitted.

*****

The teacher manager who was conducting his school in a rented building applied for the assignment of the plot under B.S.O.15 on 21st August 1930. There was no building then. Soon after, he is reported to have proceeded with the work of construction unauthorisedly in the bona fide belief that the plot, being a piece of Government assessed waste, would be assigned to him without any difficulty. The connected records are enclosed.

2. The village officers state that as the assignment proceedings in respect of the encroachment on assessed waste land were under enquiry, and as the lagthi wargdar to whom the plot forms kumki had consented to the assignment, they did not take steps to stop the construction of the building. The karnam has however entered the agame in Village Accounts Nos.2 and 7 and charged assessment.

Ambuane KBR

For Collector.

M.D'S.11/8.

KBR 11-8-32

R. F. XXII-A-19—30,004—2-2-31 (6)

FOR MEMBER.

Subject. 25

alienation - Land and Rev (S. Kanara) - Mangalore Tk Kavalmudur Vge. Sy No 18-1A Teacher & manager - Hindustan Aided Elementary School - playground & garden report ord

READ AGAIN B. P. No. _____ ,dated _____ 193

" " " _____ , " _____ 193

READ ALSO :—

Register No. _____. From the _____, No. _____, dated _____ 193

" " _____, " " B4079/32 , 9 , " 6-9-32 193

" " _____, " " B4561/32 " " A " 6-23-32 193 .

RESOLUTION. From B3689-32-3 No. _____, dated 9-8-1932

Submitted to the Govt.

EKS 7-8-32

DJ 17-8-32

To

The Secy to Govt RD (By Dy Tahsildar, Bantwal)

with a Dis file for the Rets

Issue WJ 17/8

D.R 106/1360 9/8 & 32 a

orgl

(N)

APPROVED

9/8

Sectt. II-15 (a)—40,000—27-11-31

27

B4899 and

GOVERNMENT OF MADRAS

Received 2 SEP 1932 193

LAND REVENUE AND SETTLEMENT

Registered SECY. 2- SEP 1932 193

Abstract.

Alienation - Land and Revenue - (South Kanara) - Mangalore Taluk - Kavalamudur village - S.No.18-1-A - Teacher and Manager for the time being - Hindustani Aided Elementary School - School, playground and garden - Sanctioned.

R E V E N U E DEPARTMENT.

G.O. No. Ms. 1809, **dated** 31st August 193 2

READ the following paper:—

ENCLOSURES.

pp 3to 17-9-32
No. b 8 9 1
b 2 5 4

From the Board of Revenue (Land Revenue and Settlement), Ref. No.B.3683/32-1, dated 9-7-1932.
To -do- O.M.No.2175-F/32-1, dated 19-7-1932.
From -do- Ref.No.B.3683/32-3, dated 17-8-1932.

O R D E R.

The Government sanction the alienation of 43 cents of land in S.No.18-1-A of Kavalamudur village, Mangalore Taluk, South Kanara District, in favour of the Teacher and Manager for the time being of the Hindustani Aided Elementary School, Kavalamudur for use as the site of a school, playground and garden as noted in the margin*.

School.	2 cents.
Playground...	28 cents.
Garden..	13 cents.
Total.	43 cents.

2. The alienation will be free of charge for the occupancy right and free of land revenue but subject to the following conditions:-

(1) The land shall be used as the site of a school, playground and garden and for no other purpose.

(2) The grantee shall keep the building in good condition and shall execute the necessary repairs whenever required by the Collector to do so.

(3)

(3) The playground and garden shall be laid out within one year from the date of the grant

(4) The school shall be accessible to all classes of the public including Adi-Dravidas

(5) No part of the land set apart for the playground and garden shall be built upon without the previous permission of the Collector of the District.

(6) The Government may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant, or if, in the opinion of the Government, the land is required for a public purpose, or for conducting mining operations or if the recognition of the school is withdrawn

(7) In the event of such resumption, if there are buildings the land, the Government may, at their option, either

(a) purchase the buildings, or,

(b) allow the grantee to purchase the land at its value on the date of the sale, or

(c) direct the grantee to remove the buildings.

(8) In the event of the resumption of the land followed by purchase of the buildings under condition (7) (a), or in the event of the acquisition of land for any reason, the compensation payable therefor shall in no case exceed the initial cost, or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (5)

(9) The amount of any grant made by the Government towards the cost of any buildings shall be deducted from the compensation payable under condition (8)

(10) In the event of the grantee refusing to remove the buildings, when so directed under condition (7) (c), the Government may remove

29

remove them and realise the cost of the removal by the sale of the materials.

(11) In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee at his cost.

(12) The exemption from the payment of land revenue shall last only so long as no fees are charged for tuition but full land revenue shall be levied if, at any time, any fees are charged.

(By Order of the Governor in Council)

J.A. Thorne,
Secretary to Government.

To the Board of Revenue (Land Revenue and Settlement), with enclosures returned.
" Law and Education Department.

---0---

F O R W A R D E D
(By Order)

Superintendent.

ASR.31/8.

Subject. 30

R. F. XXII-A-19--30.004 - 2-2-31 (5)

FOR MEMBER.

Alienation Land a:ea "
(S. Kanara) - Mangalore Taluk -
Kowalamudur Vg - S.No 18-1 A -
Teacher and Manager for the
time being - Hindustani Aided
Elementary School - School,
playground and garden -
Sanctioned - G.O. Cobmd

READ AGAIN B. P. No. _____ dated _____ 193

" " " _____

READ ALSO :—

Register No. _____ From the B3683/32, No. Q, dated PP/1044 193
Bdis Ref B3683/32-1 25.7.32 Q Q21 Q

" " _____, " " B4561/32, Q, " 1923 193

" " _____, " " B4899/32 " " Q, " PP2710292 193 .

RESOLUTION. (Mis) No. 2632 dated 3 9 1932

Communicated
to the Collector of South
Kanara -

To The Collr of S. Kanara. Revd
with a disposition on Tahsildar 3.9.32
Bmtwal Revd
(R Dis) D.R 106/1340 28.8.32

dh
3 9 32

Issue
GW
7.9

M3
S
AS(LR)

Note File

Alienation. Land and Rev
(S. Komara). Mangalore Tk.
Buntwal Sub-Taluk. Kavalmudur
Vge. S No 18-1 A. Hindustani aided
Elementary School garden and
Playground

Alienation No pp 7 No 94
Sketch p 13 Cf.

B 36 F 8 1/2. PP 1 No 4 Cf

J. AS(LR)

Please see the Collector's letter
at pp 1 No 4 Cf

2 In the circumstances reported by the Collector, the objections raised by the owner of S. No 19/6 may be overruled and the alienation proposals as recommended to Govt.

7/7/32

Chief 8.7.32. DKB 6.7.32 RW 6/7. S

M3 4/7/32 CRS 8/7/32

SECY. 8-JUL-32

Draft
7/7/32

JoAS-2

Draft submitted

DKB
8.7.32

S

Issues as Bds Ref B368/32-1 } pp 13 to 17 cf
dt 9.7.32
B4079/32 } p 4 cf

J.A.S (LR)

Draft issued.

Sd
23.7.32

Sd
25/7/32

Issues as Bds Ref B36,03-32-20/25/7/32 | p 21 cf
B4561/32 | p 23 cf

J.A.S (LR)

Draft issued.

Sd
27.8.32

Sd
17/8/32

Issues as Bds Ref B368-32-3 } | p 25 cf
dt 17.8.32 } |
B4895/32 | pp 27 to 29 cf

J.A.S (LR)

Draft issued.

Sd
3.9.32

Sd
3/9/32